

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 595 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?

4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

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SHAH KANUBHAI KANTILAL

Versus

NARHARIBHAI NATHALAL BAROT

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Appearance:

MR MB GANDHI for Petitioner  
MR ASHOK K PADIA for Respondent No. 1

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 03/03/2000

ORAL JUDGEMENT

#. Heard the learned counsel for the parties.

#. It is not in dispute that full amount of arrears of rent as well as tax has been deposited by respondent in the court below. The learned counsel for the respondent

has no objection in case this court permits the petitioner for withdrawal of this amount. Order accordingly. Whatever the amount deposited by respondent in the court under both the heads, rent and house property tax, is permitted to be withdrawn by the petitioner. The learned counsel for the petitioner submits that this court may give directions to the appellate court to decide the appeal filed by respondent within reasonable time. This prayer is reasonable. The appeal bears number Civil Regular Appeal No.85 of 1998 and it is pending before the appellate bench of Small Causes Court, Ahmedabad. The appellate bench of the Small Causes Court, Ahmedabad, is directed to dispose of the appeal within a period of six months from the date of receipt of writ of this order. The civil revision application and Rule therein stand disposed of accordingly with no order as to costs.

(S.K.Keshote, J.)

(sunil)